

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

COMMONWEALTH EDISON COMPANY

Proceeding pursuant to Section 16-111(g) of the Public
Utilities Act concerning proposed transfer of generating
assets and wholesale market business and entry into
related agreements.

No. 00-0394

PETITION FOR LEAVE TO INTERVENE

COME NOW, Abbott Laboratories, Inc; A. Finkl & Sons; Caterpillar, Inc; Ford Motor
Company; G. D. Searle & Company; Motorola, Inc; Nabisco Brands, Inc; and Northwestern Steel
& Wire Company, (IIEC Industries) and Petition for Leave to Intervene in the above entitled matter
and state as follows:

1. Petitioners have a direct interest in the transaction which is the subject of the
Commonwealth Edison Company (ComEd) filing and potential hearing initiated by reason thereof
inasmuch as each: (a) are situate in the ComEd service territory and are served electric power and
energy under the tariffed services of that utility and such service is affected by the capability of
Commonwealth Edison Company to meet its service obligations in a safe and reliable manner; (b)
are bundled service customers or delivery service customers or contract customers who have paid
and are currently paying into the decommissioning trust fund, on a cents per kwh basis, and (c) have
an interest in any decommissioning trust fund refund that may be ordered under Section 8-508.1 of
the Public Utilities Act (220 ILCS 5/8-508.1) as part of that transfer.

2. The Petitioners are each subject to rates that are substantially affected by the rate of
return the utility receives on its common equity inasmuch as, during the mandatory transition period,
ComEd's right to an increase in its base rates is contingent upon the two year average of its earned

rate of return on common equity under the provisions of Section 16-111(d) of the Public Utilities Act ("PUA") (220 ILCS 5/16-111(d)) and to the measure of return on common equity in the determination of whether or not any refund should be paid to ratepayers under the Provisions of Section 16-111(e) of said Act.

3. Petitioners, Motorola, Inc; Nabisco Brands, Inc; and Northwestern Steel & Wire Company, seeking intervention in this docket, are each holders of real time pricing contracts with ComEd which establish relationships with that utility that are distinguished from and are not held in common with all ComEd ratepayers and which contracts may be affected by the capacity status of ComEd.

4. The Petitioners, as non-residential customers eligible for delivery service, are particularly subject to the "transition charge" as defined in Section 16-102 of the PUA (220 ILCS 5/16-102) to which the residential customers are not yet subject, and thereby have an interest in the viability of the required commitment by the electric utility under Section 16-111(g)(iv) of the PUA that it will not, as a result of the transaction, impose any stranded cost charges that it might otherwise be allowed to charge to retail customers under federal law, or increase the transition charges that it is otherwise entitled to collect under Article XVI of the PUA.

5. The interests of the Petitioners are such that they cannot be reasonably represented and protected by the recognized statutory consumer protection agencies as defined in Section 9-102.1(d) of the PUA.

6. The Commission has previously granted other IIEC companies leave to intervene in ComEd's Section 16-111(g) proceeding to transfer its fossil units, Docket 99-0282, and in Illinois Power Company's Section 16-111(g) proceeding in Docket 99-0141 to transfer the Clinton Nuclear Station.

WHEREFORE, Petitioners, Abbott Laboratories, Inc., et. al., herewith pray that they be granted leave to intervene and become parties to the above-styled proceeding for the purpose of producing evidence and cross-examining of witnesses and with a right to file appropriate briefs and pleadings and to participate in oral argument, should same be granted by the Commission, and that for convenience of identification in the proceeding, they be hereafter referenced as Illinois Industrial Energy Consumers (IIEC).

BY: 

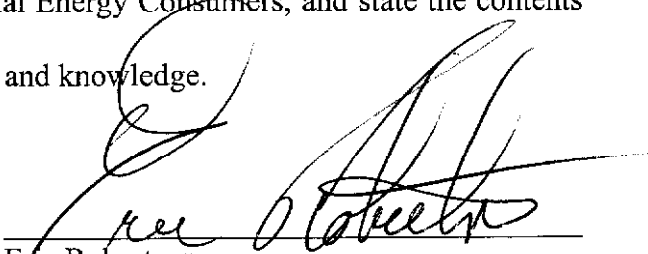
Eric Robertson
Lueders, Robertson & Konzen
1939 Delmar Avenue
P. O. Box 735
Granite City, IL 62040
618-876-8500

STATE OF ILLINOIS, :
 :
COUNTY OF MADISON, :

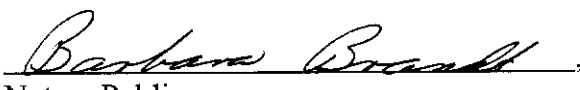
SS

VERIFICATION

I, Eric Robertson, being duly sworn, depose and state that I have read the foregoing Petition for Leave to Intervene on behalf of the Illinois Industrial Energy Consumers, and state the contents therein are true and accurate to the best of my belief and knowledge.


Eric Robertson
Lueders, Robertson & Konzen
1939 Delmar Avenue
P. O. Box 735
Granite City, IL 62040
618-876-8500

SUBSCRIBED AND SWORN to before me, a Notary Public on this 12th day of
June, 2000.


Notary Public

26291.5



STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

COMMONWEALTH EDISON COMPANY

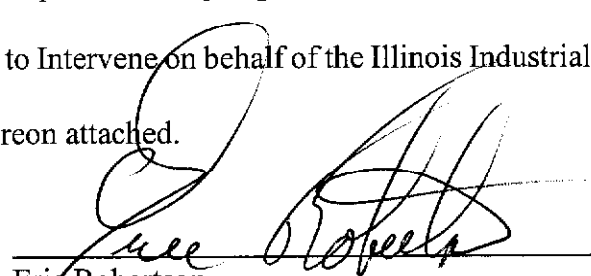
Proceeding pursuant to Section 16-111(g) of the Public
Utilities Act concerning proposed transfer of generating
assets and wholesale market business and entry into
related agreements.

:
: No. 00-0394
:
:
:

NOTICE OF FILING

TO: See Attached Service List

PLEASE TAKE NOTICE that on this 12th day of June, 2000, we have delivered for filing
with the Illinois Commerce Commission, 527 East Capitol Ave., Springfield, Illinois, 62794, the
original and four (4) copies of the Petition for Leave to Intervene on behalf of the Illinois Industrial
Energy Consumers, along with Proof of Service thereon attached.



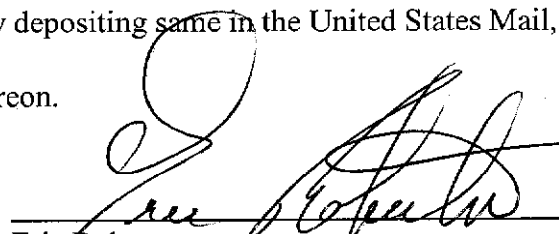
Eric Robertson
Lueders, Robertson & Konzen
1939 Delmar Avenue
P. O. Box 735
Granite City, IL 62040
(618) 876-8500

26291.4

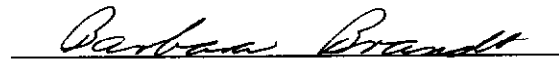
PROOF OF SERVICE

STATE OF ILLINOIS)
)
COUNTY OF MADISON) SS

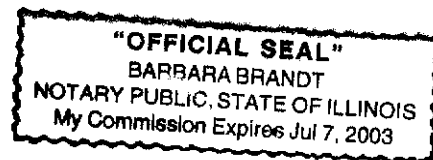
I, Eric Robertson, being an attorney admitted to practice in the State of Illinois and one of the attorneys for Illinois Industrial Energy Consumers herewith certify that I did on the 12th day of June, 2000, file with the Illinois Commerce Commission an original and four (4) copies of the Petition for Leave to Intervene on behalf of the Illinois Industrial Energy Consumers, and serve upon the persons identified on the attached service list, by depositing same in the United States Mail, in Granite City, Illinois with postage fully prepaid thereon.


Eric Robertson
Lueders, Robertson & Konzen
1930 Delmar Avenue
P. O. Box 735
Granite City, IL 62040
(618) 876-8500

SUBSCRIBED AND SWORN to me, a Notary Public, on this 12th day of June, 2000.


Notary Public

26291.3



COMMONWEALTH EDISON COMPANY
ICC DOCKET NO. 00-0394

Mr. William Showtis
ICC Hearing Examiner
160 N. LaSalle Street
Chicago, IL 60601

Robert Ivanauskas
Citizens Utility Board
208 S. LaSalle Street - Suite 1760
Chicago, IL 60604

Mr. Christopher Flynn
Mr. Paul T. Ruxin
Ms. Holly Gordon
Jones, Day, Reavis & Pogue
77 W. Wacker Drive
Chicago, IL 60601-1692

Phil Hardas
Bruce Larson
Illinois Commerce Commission
527 E. Capitol Avenue
Springfield, IL 62701

Ms. Karen Goldberger
Mr. Scott Struck
Illinois Commerce Commission
527 E. Capitol Avenue
Springfield, IL 62701

Ms. Rebecca Lauer
Deputy General Counsel
P. O. Box 767
Chicago, IL 6069-0767

Ms. Leijuana Doss
Ms. Marie Spicuzza
Asst. Attorney General
Cook County State's Attorney's Office
69 W. Washington, Ste. 700
Chicago, IL 60602

Mr. John Feeley
Mr. Steve Revethis
Office of General Counsel
Illinois Commerce Commission
160 N. LaSalle - Suite C-800
Chicago, IL 60601